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OFFICE OF PETITIONS

In re Application of
Hidekazu Michioka, et. al.
Application No. 10/645,590
Filed: August 22, 2003
Attorney Docket No. 2003P12857US

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed on July 17, 2006, to revive the above-identified application. The delay in responding is regretted.

The application became abandoned for failure to respond to the non-final Office action mailed November 16, 2005. A Notice of Abandonment was mailed on June 6, 2006.

The petition satisfies the requirements of 37 CFR 1.137(b), in that, petitioner has supplied (1) the reply in the form of an amendment and terminal disclaimer with \$130; (2) the petition fee of \$1,500; and (3) an adequate statement of unintentional delay. Therefore, the petition is

GRANTED.

As authorized, the petition fee of \$1,500 and the terminal disclaimer fee of \$130 have been charged to petitioner's deposit account. However, since an extension of time under 37 CFR 1.136 must be filed prior to the expiration of the maximum extendable period for reply, the \$1,020 extension of time fee is unnecessary and will **not** be charged to petitioner's deposit account.

This application file is being referred to Technology Center Art Unit 3752, for review of the amendment filed with the instant petition.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3226.

Andrea Smith
Petitions Examiner
Office of Petitions